

UNITED STATES DISTRICT COURT

FOR THE EASTERN DISTRICT OF CALIFORNIA

THANH QUANG,

No. 2:22-cv-01704-DAD-DMC (PC)

Plaintiff,

v.

S. ALAMOSA, et al.,

ORDER ADOPTING FINDINGS AND  
RECOMMENDATIONS AND DISMISSING  
THIS ACTION

Defendants.

(Doc. No. 20)

Plaintiff Thanh Quang is a state prisoner appearing *pro se* and *in forma pauperis* in this civil rights action brought pursuant to 42 U.S.C. § 1983. This matter was referred to a United States Magistrate Judge pursuant to 28 U.S.C. § 636(b)(1)(B) and Local Rule 302.

On March 7, 2024, the assigned magistrate judge issued findings and recommendations recommending this action be dismissed, without prejudice, due to plaintiff's failure to comply with a court order and failure to prosecute this action. (Doc. No. 20.) Specifically, plaintiff has failed to comply with the court's order dated January 25, 2024, in which plaintiff's first amended complaint was dismissed and plaintiff was directed to file a second amended complaint within thirty days. (Doc. No. 19.)

The pending findings and recommendations were served on plaintiff and contained notice that any objections thereto were to be filed within fourteen (14) days after service. (Doc. No. 20 at 2.) To date, no objections have been filed, and the time in which to do so has passed.

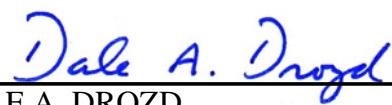
1           In accordance with the provisions of 28 U.S.C. § 636(b)(1)(C), this court has conducted a  
2 *de novo* review of the case. Having carefully reviewed the entire file, the court concludes that the  
3 findings and recommendations are supported by the record and by proper analysis.

4           Accordingly:

- 5           1.       The findings and recommendations issued on March 7, 2024 (Doc. No. 20) are  
6                   adopted in full;
- 7           2.       This action is dismissed, without prejudice, due to plaintiff's failure to comply  
8                   with a court order and failure to prosecute this action; and
- 9           3.       The Clerk of the Court is directed to close this case.

10          IT IS SO ORDERED.

11          Dated: May 7, 2024

  
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DALE A. DROZD  
UNITED STATES DISTRICT JUDGE